



PSC NEWS

Missouri Public Service Commission

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FY-04-148

PSC SETS INTERVENTION DEADLINE IN WATER/SEWER CASE

Jefferson City (March 9, 2004)---DOD-CO Enterprise, L.L.C., Shell Rock Not-for-Profit Sewer Corporation and Shell Rock Not-for-Profit Water Corporation have filed a joint application with the Missouri Public Service Commission seeking authority for DOD-CO to sell its sewer and water systems to Shell Rock Not-for-Profit Sewer Corporation and Shell Rock Not-for-Profit Water Corporation, respectively.

According to the joint application, Shell Rock Not-for-Profit Sewer Corporation and Shell Rock Not-for-Profit Water Corporation were formed expressly for the purpose of acquiring and operating DOD-CO's water and sewer utility systems. The joint application further states that the Missouri Department of Natural Resources has sued DOD-CO in Barry County Circuit Court for alleged violations of the Missouri Clean Water Act.

Although DOD-CO seeks Commission approval to transfer its system, DOD-CO is not now, and has never been, certificated by the Commission to own and operate water and sewer utility systems in Missouri. DOD-CO states that it acquired the systems on December 31, 1998, from Shell Knob Estates Utilities, Inc., which is a duly certificated Missouri utility, via a complex series of transactions that were not authorized or approved by the Commission. DOD-CO has operated the systems since that time, despite its lack of any certificate of authority granted by the Public Service Commission.

Applications to intervene and participate in this case must be filed on or before March 24, 2004, with the Secretary of the Missouri Public Service Commission, P.O. Box 360, Jefferson City, Missouri 65102. Copies of the application should be sent to: Don G. Busch, Esq., Carnahan, Evans, Cantwell & Brown, P.C., P.O. Box 10009, Springfield, Missouri 65808-0009; Tom W. Cardin, Esq., Cardin & Payne, 607 Main Street, Cassville, Missouri 65625; Barry Gilbert, Esq., Office of the Attorney General, Broadway Building, 8th Floor, P.O. Box 899, Jefferson City, Missouri 65102; and the Office of the Public Counsel, P.O. Box 2230, Jefferson City, Missouri 65102.

DOD-CO serves approximately 59 water customers and 51 sewer customers near Shell Knob in Barry County.

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